

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Crime Investigation Department – Withdrawal of prosecution against Sri Ganji Rajamouli Gupta, Ex-Director, Vasavi Cooperative Urban Bank Ltd., Hyderabad in Cr.No.8/2003, under sections 120-B, 420, 406, 409, 477-A of the Indian Penal Code, 1860 and section 5 of A.P.Protection of Depositors of Financial Establishments Act, 1999 of CID Police Station, Hyderabad pending before 1st Metropolitan Sessions Judge, Hyderabad vide C.C.No.4/2003 – Orders – Issued.

LAW (L.A. & J – HOME – COURTS-B) DEPARTMENT

G.O.Rt.No. 1168

Dated:10.07.2009
Read the following:

1. Representation of Sri Ganji Rajamouli Gupta, Ex-Director, Vasavi Cooperative Urban Bank Ltd., Hyderabad, Dated: Nil.
2. Govt. Memo.No.36322/Courts-B2/2008-1, Dated:04.12.2008.
3. From the Commissioner for Cooperation and Registrar of Cooperative Societies, A.P., Hyderabad, Lr.Rc.No.26802/2008-UT-3, Dated:28.11.2008.
4. From the Addl.Director General of Police, C.I.D., A.P., Hyderabad, Lr.C.No.4317/C27/CID/2003, Dated:19.02.2009

ORDER:

Sri Ganji Rajamouli Gupta (A14), Ex-Director, Vasavi Cooperative Urban Bank Ltd., in his representation first read above, discussed the functioning of Vasavi Cooperative Urban Bank Limited and its Directors. The individual has stated that in the year 2001, the cooperative banks in the State suffered massive loss of public confidence due to the spate of collapse of few cooperative banks. Even during such time, the performance of Vasavi Cooperative Urban Bank Ltd., was unaffected. However, due to some reports, the reputation of the said Bank has been hampered and thereafter the Directors and their associates resorted to distress sale of their properties to their loans. This was followed by arrests of the current and past directors of the Bank. The family members and friends of the Directors were falsely implicated.

2. The individual has requested to withdraw the case against him in Cr.No.8/03, under sections 120-B, 420, 406, 409, 477-A of the Indian Penal Code, 1860 and section 5 of the A.P.Protection of Depositors of Financial Establishments Act, 1999.

3. The Commissioner for Cooperation & Registrar of Cooperative Societies, A.P., Hyderabad in his letter third read above, based on the report of the M.D., Vasavi Cooperative Urban Bank Ltd., and for the reasons mentioned therein, has requested to consider the case of Sri Ganji Rajamouli Gupta (A14) for withdrawal of prosecution against him, since there is no criminal act involved in the case(s).

4. The Addl.Director General of Police, Crime Investigation Department, A.P., Hyderabad, in his letter fourth read above, while enclosing the opinion of Special Public Prosecutor has informed that the accused was elected as Director of the said Bank, in the elections held during the year 1996 and continued till the Elections held on 17.03.2002. During his tenure, he recommended several loans and availed several benefits from the Bank and for the reasons mentioned therein has not recommended for withdrawal of prosecution against Sri Ganji Rajamouli Gupta (A14), in Cr.No.8/2003.

5. Government after careful examination of the matter, decided to withdraw prosecution against the accused Sri Ganji Rajamouli Gupta (A14), Ex-Director, Vasavi Cooperative Urban Bank Ltd., Hyderabad in Cr.No.8/2003, under sections 120-B, 420, 406,409, 477-A of the Indian Penal Code, 1860 (Act 45 of 1860) and section 5 of the A.P.Protection of Depositors of Financial Establishments Act, 1999 of Crime Investigation Department Police Station, Hyderabad, which is pending before the First Metropolitan Sessions Judge Court, Hyderabad vide C.C.No.4/2003.

p.t.o.....

6. The Collector & District Magistrate, Hyderabad District, is, therefore, directed to instruct that the Assistant Public Prosecutor concerned to take appropriate steps to file a petition under section 321 of the Code of Criminal Procedure, 1973 (Act 2 of 1974) for withdrawal of prosecution against Sri Ganji Rajamouli Gupta (A14), Ex-Director of Vasavi Cooperative Urban Bank Ltd., Hyderabad in Cr.No.8/2003, under sections 120-B, 420, 406,409, 477-A of the Indian Penal Code, 1860 (Act 45 of 1860) and section 5 of the A.P.Protection of Depositors of Financial Establishments Act, 1999 of Crime Investigation Department Police Station, Hyderabad, which is pending before the First Metropolitan Sessions Judge Court, Hyderabad vide C.C.No.4/2003, under intimation to Government.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

V.SURI APPA RAO,
SECRETARY TO GOVERNMENT
LEGISLATIVE AFFAIRS & JUSTICE (i/c.)

To
The Collector & District Magistrate, Hyderabad
The Director General of Police, A.P., Hyderabad,
The Addl.Director General of Police, CID, A.P., Hyderabad.
The Asst.Public Prosecutor concerned (thro' Collector concerned)

Copy to

The Law (E) Dept.,
The P.S. to Secretary (L.A. & J) Dept.,
Sf/Sc.

// forwarded :: by order //

Section Officer